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Attorneys for Plaintiff
CARLOS H. PEREZ

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

CARLOS H. PEREZ,

Plaintiff,

v.

GMAC MORTGAGE USA CORPORATION,
A/K/A GMAC MORTGAGE, LLC, a Delaware
corporation; MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC., a
Delaware corporation; EXECUTIVE
TRUSTEE SERVICES, LLC, a Delaware
limited liability company; GREENPOINT
MORTGAGE FUNDING, INC., a New York
corporation; ANDRUS & ASSOCIATES,
INC., a California corporation; PAUL RAY
ANDRUS, individually and in his official
capacity; HOMECOMINGS FINANCIAL,
LLC, a Delaware limited liability company;

Case No. C08-01972-JW-HRL

**STIPULATION OF PARTIAL
DISMISSAL AND [PROPOSED]
ORDER**

Fed. R. Civ. P. 41(a)(1)

COUNTRYWIDE HOME LOANS, INC., a New York corporation; SOUTH PACIFIC FINANCIAL CORPORATION, a California corporation; RESIDENTIAL MORTGAGE CAPITAL, D/B/A FIRST SECURITY LOAN; a California corporation; JAMES JOHN CHAPMAN, individually and in his official capacity; LUIS G. BARRIOS, individually and in his official capacity; ELIZABETH P. CAMPOS, individually and in her official capacity; and DOES 1 through 20, inclusive,

Defendants.

Pursuant to Fed. R. Civ. P. 41(a)(1), Plaintiff, CARLOS H. PEREZ, and Defendant, COUNTRYWIDE HOME LOANS, INC., stipulate, and the Court hereby orders, as follows:

1. The dispute between Plaintiff, CARLOS H. PEREZ, and Defendant, COUNTRYWIDE HOME LOANS, INC., has been settled, therefore, the claims asserted by Plaintiff, CARLOS H. PEREZ, against Defendant, COUNTRYWIDE HOME LOANS, INC., in the above-captioned proceeding are hereby dismissed, with prejudice, pursuant to Fed. R. Civ. P. 41(a)(1). Each party will bear their own attorney fees and costs.

Dated: December 8, 2008

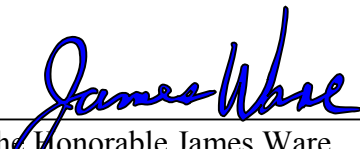
/s/ Fred W. Schwinn
Fred W. Schwinn, Esq.
Attorney for Plaintiff
CARLOS H. PEREZ

Dated: December 8, 2008

/s/ Stephanie A. Blazewicz
Stephanie A. Blazewicz, Esq.
Attorney for Defendant
COUNTRYWIDE HOME LOANS, INC.

THE FOREGOING STIPULATION
IS APPROVED AND IS SO ORDERED.

Dated: December 12, 2008


The Honorable James Ware
United States District Judge